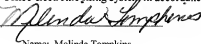


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-------------------------------|---|--------------------------|
| In re Application of |) | Group Art Unit: 1657 |
| SHUICHI MIZUNO, ET AL. |) | |
| |) | Examiner: NAFF, DAVID M. |
| Serial No.: 10/625,245 |) | |
| |) | Confirmation No.: 9296 |
| Filed: JULY 22, 2003 |) | |
| |) | Customer No.: 23308 |
| For: NEO-CARTILAGE CONSTRUCTS |) | |
| AND A METHOD FOR PREPARATION |) | |
| THEREOF |) | |

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Sir:

| | |
|--|---|
| CERTIFICATE OF MAILING or FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1), or ELECTRONIC FILING UNDER 37 C.F.R. §1.8(a)(1)(C) | |
| I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being | |
| <input checked="" type="checkbox"/> transmitted via the Office electronic filing system in accordance with §1.6(a)(4) | |
| Dated: 1/13/2010 | By:  |
| Name: Melinda Tompkins | |

AMENDMENT AND RESPONSE

This Amendment and response is being filed in response to the Final Office Action
dated October 28, 2009.

Amendments to the claims begin on page 2.

Remarks and Arguments begin on page 5.

This Amendment and Response is being filed with an EFS Web Transmittal Form. It
is not believed that fees are due with the filing of this paper. However, if it is determined that
fees are due, Commissioner is authorized to charge such fees to Peters Verny, LLP Deposit
Account No. 16-1331.